

**Supreme Court of the State of New York  
Appellate Division: Second Judicial Department**

M244284  
E/jr

L. PRISCILLA HALL, J.P.  
LEONARD B. AUSTIN  
SANDRA L. SGROI  
LINDA CHRISTOPHER JJ.

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2009-04475

The People, etc., respondent,  
v Elvin Brogsdale, appellant.

DECISION & ORDER ON MOTION

(Ind. No. 2899-08)

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Motion by the respondent to dismiss, for failure to prosecute, an appeal from a judgment of the Supreme Court, Suffolk County, rendered April 23, 2009, which was deemed abandoned pursuant to 22 NYCRR 670.8(f).

Upon the papers filed in support of the motion and no papers having been filed in opposition or in relation thereto, it is

ORDERED that the motion is granted and the appeal is dismissed.

HALL, J.P., AUSTIN, SGROI and CHRISTOPHER, JJ., concur.

ENTER:



Aprilanne Agostino  
Clerk of the Court

January 9, 2018

PEOPLE v BROGSDALE, ELVIN